IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 26TH OCTOBER 2007 / 4TH KARTHIKA 1929

WP(C).No. 19088 of 2007(V)

PETITIONER:

T.K.KUNJIMMU @ PATHUMMAKUTTY,
D/O. LATE MAMMEERUKUTTY UMMA,
THODUKUZHIKUNNUMMEL, EDAPATTA P.O., MELATTUR,
MALAPPURAM DISTRICT.

BY ADV. SRI.N.N.SUGUNAPALAN (SR.)
SRI.S.SUJIN
SRI.MAHESH V RAMAKRISHNAN

RESPONDENTS:
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1. THE TALUK LAND BOARD,
PERINTHALMANNA.

2. THE TAHSILDAR,
PERINTHALMANNA, MALAPPURAM DISTRICT.

3. THE VILLAGE OFFICER,
EDAPATTA, PERINTHALMANNA TALUK,
MALAPPURAM DISTRICT.

BY GOVERNMENT PLEADER SRI.BENJAMIN PAUL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO.19088/07

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1: TRUE COPY OF THE PARTITION DEED NO.3013/1994.

EXT.P2: TRUE COPY OF THE ORDER DT.28.12.99 SMP NO.306/76 OF THE TALUK LAND BOARD.

EXT.P3: TRUE COPY OF THE EXTRACT OF ACT, 21 OF 2006 OF KERALA LAND REFORMS (AMENDED) ACT, 2005.

EXT.P4: TRUE COPY OF THE CLAIM PETITION DT.15.2.07 FILED BEFORE THE 1ST RESPONDENT.

//TRUE COPY//

ANTONY DOMINIC, J.

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W.P.(C) NO. 19088 OF 2007 V

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Dated this the 26th day of October, 2007

J U D G M E N T

The prayer that is made in this writ petition is for disposal of Ext.P4 application filed by the petitioner under Section 85(8) of the Kerala Land Reforms Act. It is submitted that Ext.P4 is pending consideration of the 1st respondent and that orders thereon have not been passed. If as a matter of fact, Ext.P4 has been received and is pending with the 1st respondent, I see no justification for denying that relief.

2. Accordingly, I dispose of this writ petition directing that the 1st respondent shall consider and pass orders on Ext.P4, as expeditiously as possible, at any rate within a period of three months from the date of receipt of a copy of this judgment.

In the meanwhile, the statusquo as on date in so far as 1.33 acres of land comprised in Survey No.4/3 in Edappatta Village, Perinthalmanna Taluk shall be maintained.

ANTONY DOMINIC, JUDGE.

Rp